

House File 555 - Introduced

HOUSE FILE 555
BY COMMITTEE ON COMMERCE

(SUCCESSOR TO HSB 166)

A BILL FOR

1 An Act prohibiting counties and cities from regulating the sale
2 of natural gas and propane.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 331.301, Code 2021, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 18. A county shall not adopt, enforce,
4 or otherwise administer an ordinance, motion, resolution,
5 or amendment, or use any other means, to restrict, impede,
6 regulate, or prohibit, intentionally or effectively, any of the
7 following:

8 a. The provision of natural gas service by a public utility
9 as defined in section 476.1, a competitive natural gas provider
10 as defined in section 476.86, or a retail propane marketer or
11 retail propane dispenser as those terms are defined in section
12 101C.2 to a person, business, municipality, or other wholesale
13 or retail customer within or outside the county.

14 b. The purchase of natural gas or propane from a competitive
15 natural gas provider as defined in section 476.86 or a retail
16 propane marketer or retail propane dispenser as those terms
17 are defined in section 101C.2, or the receipt of natural
18 gas or propane service from a public utility as defined in
19 section 476.1, by any person, business, municipality, or other
20 wholesale or retail customer within or outside the county.

21 Sec. 2. Section 364.3, Code 2021, is amended by adding the
22 following new subsection:

23 NEW SUBSECTION. 13. A city shall not adopt, enforce,
24 or otherwise administer an ordinance, motion, resolution,
25 or amendment, or use any other means, to restrict, impede,
26 regulate, or prohibit effectively any of the following:

27 a. The provision of natural gas service by a public utility
28 as defined in section 476.1, a competitive natural gas provider
29 as defined in section 476.86, or a retail propane marketer or
30 retail propane dispenser as those terms are defined in section
31 101C.2 to a person, business, municipality, or other wholesale
32 or retail customer within or outside the incorporated area of
33 the city.

34 b. The purchase of natural gas or propane from a competitive
35 natural gas provider as defined in section 476.86 or a retail

1 propane marketer or retail propane dispenser as those terms
2 are defined in section 101C.2, or the receipt of natural
3 gas or propane service from a public utility as defined in
4 section 476.1, by any person, business, municipality, or other
5 wholesale or retail customer within or outside the incorporated
6 area of the city.

7

EXPLANATION

8 The inclusion of this explanation does not constitute agreement with
9 the explanation's substance by the members of the general assembly.

10 This bill prohibits a county or city from adopting,
11 enforcing, or otherwise administering an ordinance, motion,
12 resolution, or amendment, or using other means, to restrict,
13 impede, regulate, or prohibit (1) the provision of natural
14 gas service by a public utility, a competitive natural gas
15 provider, a retail propane marketer, or a retail propane
16 dispenser to a person, business, municipality, or other
17 wholesale or retail customer within or outside the county or
18 city, and (2) the purchase of natural gas or propane from a
19 competitive natural gas provider, a retail propane marketer, or
20 a retail propane dispenser, or the receipt of natural gas or
21 propane service from a public utility, by any person, business,
22 municipality, or other wholesale or retail customer within or
23 outside the county or city.